

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF DUTCHESS

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ROBERT S. TRUMP, :
Plaintiff, : Index No. 2020-51585
- against - : Hon. Hal B. Greenwald
MARY L. TRUMP and SIMON & SCHUSTER, :
INC., :
Defendants. :
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**AFFIDAVIT OF MARY L. TRUMP IN SUPPORT OF OPPOSITION TO PLAINTIFF'S
MOTION FOR PRELIMINARY INJUNCTION AND TEMPORARY RESTRAINING
ORDER**

COUNTY OF NASSAU)
STATE OF NEW YORK) ss
STATE OF NEW YORK)

MARY L. TRUMP, being duly sworn, hereby deposes and says:

1. My name is Mary L. Trump. I have personal knowledge of the facts set forth herein unless otherwise noted and if called upon to testify would testify competently thereto.

2. I am the granddaughter of Frederick C. Trump (Fred C. Trump Sr.) and Mary Anne Trump, and the daughter of Frederick C. Trump Jr. and Linda Trump. The current President of the United States, Donald Trump, is my uncle. Robert Trump, the Plaintiff here, is my uncle. Maryanne Trump Barry is my aunt. I have a brother, Frederick C. Trump III, whose wife is Lisa Trump.

3. On March 23, 2000, I, along with Linda C. Trump, Lisa Trump, and Fred C. Trump III, filed objections to probate contending among other things that the will of my grandfather Fred

C. Trump Sr. was the product of undue influence and fraud, that the decedent lacked testamentary capacity or understanding to execute the instrument and that said will was not duly executed.

4. After we filed objections to the will of Fred C. Trump, Donald, Robert, and Maryanne cut off health insurance coverage for me, Linda, Lisa and Fred III, along with Fred III's children. We then commenced an action against Donald, Robert, and Maryanne, Apartment Management Associates, Inc., and Trump Management, Inc. relating to the cancellation of our health insurance.

5. There was some media coverage of these disputes. *See, e.g., Heidi Evans, Inside Trumps' Bitter Battle Nephew's Ailing Baby Caught in the Middle, New York Daily News, December 19, 2000.* (Ex. 14 to the Champion Affirmation).

6. On April 10, 2001, I, along with others, entered into the Settlement Agreement (Ex. 1 to the Champion Affirmation) to resolve these disputes, as well as to resolve additional ongoing interests my brother and I had in the Trump real estate empire, as well as trusts created for us by our grandfather in 1976.

7. In connection with the Settlement Agreement, I gave up those interests and released claims against the estate of my grandfather. In exchange, I was compensated as set forth in the Settlement Agreement. Pursuant to the Settlement Agreement, my aunt and uncles effectively "bought out" my interests in Trump-related assets.

8. I am not currently receiving any form of financial compensation under or related to the Settlement Agreement.

9. I last received financial compensation under or related to the Settlement Agreement on or about April 20, 2001.

10. I am not due or owed any additional financial compensation or consideration of any kind pursuant to the Settlement Agreement.

11. None of the parties to the Settlement Agreement, including my uncles Donald Trump and Robert Trump, or my aunt Maryanne Trump, has ever sought my permission to speak publicly about our family or their personal relationships with me, my brother Fred, or among each other.

12. I relied on the asset valuations provided to me in connection with the Settlement Agreement when I assented to it, and would not have assented to it had I believed those valuations were inaccurate, as I now understand them to be based on the special investigation done by the *New York Times*, the results of which were set forth in the Pulitzer-prize winning October 2, 2018 *New York Times* article “Trump Engaged in Suspect Tax Schemes as He Reaped Riches From His Father,” by Davis Barstow, Susanne Craig, and Russ Buettner. (Exhibit 18 to the Champion Affirmation). The *New York Times*’s detailed analysis and investigation revealed for the first time that the valuations on which I had relied in entering into the Settlement Agreement, and which were used to determine my compensation under the Agreement, were fraudulent. I relied on the false valuations provided to me by my uncles and aunt, and would never have entered into the Agreement had I known the true value of the assets involved.

13. I never believed that the Settlement Agreement resolving discrete financial disputes could possibly restrict me from telling the story of my life or publishing a book discussing anything contained in the Book, including the conduct and character of my uncle, the sitting President of the United States, during his campaign for re-election, my aunt Maryanne, a former federal judge, or my uncle Robert, a prominent public figure. Moreover, my uncle, the President, has spoken out about our family and the will dispute on numerous occasions.

14. I decided that my family story had deep national relevance when Donald Trump was elected as President of the United States, and so I decided to write a book. After a competitive process involving other publishers, on July 17, 2019, I entered , acting through the entity Compson

Enterprises LLC, into a publishing agreement with Simon & Schuster, providing Simon & Schuster with exclusive rights in the book I proposed, including publishing rights.

15. On May 7, 2020, Simon & Schuster formally accepted my book, *Too Much and Never Enough: How My Family Created the World's Most Dangerous Man* (the "Book") for publication.

16. Once the Book was formally accepted by Simon & Schuster, I lost any ability to prevent or delay the publication of the first edition of the Book. Indeed, I have no control even over the publication date.

17. Today Simon & Schuster has exclusive control over the publication of the Book. I have no control over and do not direct Simon & Schuster's print schedule or shipping schedule. I do not direct, and do not have the power to direct, how many copies they print, when they print them, or to whom they ship them. I do not control or direct Simon & Schuster's relationships with reviewers, booksellers, and news media. I do not direct, nor do I have the power to direct, to whom they ship copies of the Book and in what quantities.

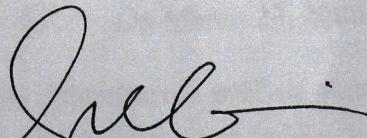
18. I hereby affirm under penalty of perjury of the laws of the State of New York that based on my personal knowledge, the foregoing is true and correct.

Executed this 2nd day of July, 2020, at Rockville Centre, New York.

By:

Mary L. Trump

Sworn before me this 2nd day of July, 2020.


Notary Public

ANGEL ARIAS
Notary Public, State of New York
No. 01AR5040048
Qualified in Queens County
Commission Expires March 6, 2023
CERTIFICATE FILED IN NEW YORK COUNTY